IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MR JUSTICE A.GOPAL REDDY
WRIT PETITION NO. 23486 of 2003

Between:
1 Dr. Subhadra Devi Raju, D/o. V.P. Subba Raju R/o. Shantinagar, Hyderabad.
rep by their GPA Holder, K. Rajam Raju S/o. Late K.S. Raju, age : 35 R/o. Hyderabad.
2 Dr. M. Subhadra,W/o. Dr. M.Bapi Raju R/o. Bhimavaram, W.G. Dist.
rep by their GPA Holder, K. Rajam Raju S/o. Late K.S. Raju, age : 35 R/o. Hyderabad.
3 Sridevi Coop. Housing Society Ltd. Having its Office at Punjagutta, Hyderabad.
through its Treasurer & Authorised Signatory, V.S. Ranga Raju

.....
PETITIONERS

AND

The Dist. Collector, Ranga Reddy Dist. at Lakdikapul, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of prohibiton or any other appropriate writ or writs, order or Direction interdicting the Respondent herein from proceeding further with regard to proceedings No. E1/7306/99 initiated under section 166(B) of the A.P. (T.A.) Land Revenue Act, 1317 Fasli, by setting aside the impugned show cause notice dt. 2-2000 issued in Proc. No. E1/7306/99 on the file of the respondent holding it as illegal, arbitrary, mala-fide and without jurisdiction; award costs.

Counsel for the Petitioners: MR.K.RAGHUVEER REDDY,

Advocate

Counsel for the Respondent: Govt. Pleader for Revenue

The Court Made the Following:

Oral Order:

Heard the counsel on either sides.

Similar show cause notices with regard to the very same land issued to others were subject matter of challenge in W.P.No.4849 of 2003 and batch which was disposed of by this Court on 12-11-2003, wherein it is held that it is premature for this Court to come any conclusion that length of time, exercise of suo motu power of revision was unreasonable and the same cannot be a ground to prohibit the Joint Collector in initiating the proceedings and it is always open for the petitioners to raise all the grounds of fact and law before the Joint Collector who is under obligation to deal with each of the contentions raised by the petitioners. It is obligatory on the part of the Joint Collector to make available the certified copies of such material as he intends to rely upon during the course of enquiry and any lapse in this regard may vitiate the proceedings. It is open for the petitioners to file their explanations or additional explanations, if any, within 30 days from the date of order and on making such explanation, Joint Collector shall conclude the proceedings initiated through the show cause notices within six months from the date of receipt of the order.

Following the same and the reasons mentioned therein this writ petition is also disposed of directing the petitioners to file their explanation, if any, within 30 days from today and on filing such explanation their cases shall also be taken up for hearing along other cases, which were directed to be disposed of in W.P.No.4849 of 1999 and batch.

The writ petition is accordingly disposed of. No costs.

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A.GOPAL REDDY, J.

01-07-2004

Murthy

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The District Collector,
   Ranga Reddy District at Lakdikapul, Hyderabad.

2..Two CCs to the Govt. Pleader for Revenue, High Court Buildings,
   Hyderabad (OUT)

3 Two CD copies.